

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**Telecommunications Division
Carrier Branch**

**RESOLUTION T-16768
September 11, 2003**

R E S O L U T I O N

Resolution T-16768. Citizens Telecommunications Company of California Inc. (U-1024-C) Requests Authority to Remove DataPath and Dialin Digital Central Office Services from its Schedule Cal. P.U.C. No. A5 Tariff. Citizens has No Customers Subscribing to or Requesting DataPath and Dialin Services and the Equipment is Being Discontinued by the Manufacturer.

By Advice Letters No. 805 - Filed July 11, 2003 and No. 805 Supplement A - Filed July 16, 2003.

Summary

This Executive Director Action Resolution authorizes Citizens Telecommunications Company of California Inc. (Citizens) to withdraw its Schedule Cal. P.U.C. No. A5 Sheets 38, 39, 40, 41, 41.1, 42, 43, and 44 (Optional Features), for which there are no existing customers or applications for service and for which the equipment is being discontinued by the manufacturer.

Background

By Advice Letter (AL) No. 805, filed July 11, 2003, and AL No. 805, Supplement A, filed July 16, 2003, Citizens requests authority to withdraw DataPath and Dialin Digital Central Office Services as tariffed offerings. Citizens states there are no customers or applications for these services. Furthermore, Citizens states that the manufacturer is discontinuing the equipment required to maintain these services. Citizens has provided a letter dated September 2, 2003 from Nortel Networks, which confirms that the equipment required to maintain these services has been "Manufacture Discontinued."

Citizens requests that the effective date of its withdrawal request be established by Commission Resolution.

Notice/Protests

Citizen states that a copy of the Advice Letters and related tariff sheets were mailed to competing and adjacent utilities and/or other utilities, and interested parties as requested. Notices of AL No. 805 and AL No. 805 Supplement A were published in the Commission Daily Calendar of July 18, 2003. No protests to these Advice Letters have been received.

Discussion

Resolution No. T-9597, dated March 22, 1977, authorizes the Executive Director to grant requests for the withdrawal of communications utility services for which there are no customers and no requests for such services.

The Telecommunications Division has reviewed and concludes that Citizens' request in Advice Letters Nos. 805 and 805-A meets the requirements set forth in Commission Resolution T-9597 and recommends that the Commission approve these filings.

Commission approval is based on the specifics of the Advice Letter and the associated tariff sheets, and does not establish a precedent for the contents of future filings or for Commission approval of similar requests.

Findings

1. Citizens requests to withdraw its tariffed service offering of DataPath and Dialin Digital Central Office Services, for which there are no customers and no applications for service. Furthermore, Citizens states the equipment used to provide these services is no longer being made and has provided Telecommunications Division a copy of a letter dated September 2, 2003 from Nortel Networks which confirms that the equipment required to maintain these services has been "Manufacture Discontinued."
2. Pursuant to the authority granted the Executive Director in Resolution No. T-9597, Citizens' request is just and reasonable and should be granted.

THEREFORE, IT IS ORDERED that:

1. Authority is granted to make the tariff revisions contained in Citizens Telecommunications Company of California Inc.'s Advice Letter No. 805 and Advice Letter No. 805 Supplement A effective on the effective date of this resolution.

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2. Advice Letter No. 805 and Advice Letter No. 805 Supplement A of Citizens Telecommunications Company of California Inc. and accompanying tariff sheets shall be marked to show that they were authorized by California Public Utilities Commission Resolution No. T-16768 and its effective date.

This Resolution is effective today.

I hereby certify that this Resolution was adopted by Executive Action Resolution on September 11, 2003.

/s/ WESLEY M. FRANKLIN for

WILLIAM AHERN
Executive Director